

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: BOARD OF TRUSTEES OF THE TRAER MUNICIPAL CABLE COMMUNICATIONS UTILITY	DOCKET NO. TCU-99-15
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ORDER GRANTING APPLICATION

(Issued June 22, 1999)

On May 6, 1999, the Board of Trustees of the Traer Municipal Cable Communications Utility (Traer) filed an application for issuance of a certificate of public convenience and necessity, pursuant to IOWA CODE § 476.29 (1999). Traer intends to provide local exchange service in the Traer exchange area currently served by GTE Midwest Incorporated. No objections were filed.

IOWA CODE § 476.29(13) (1999) provides that the local exchange carrier shall not be denied a certificate if the Utilities Board (Board) finds that the applicant gains “approval by the voters of a city pursuant to section 388.2 of a proposal to establish or acquire a public utility providing communications services is conclusive evidence of the fact that the city has the technical, financial, and managerial ability to provide such service.” The city of Traer held a special election on December 15, 1998, in which the citizens authorized Traer to establish a communications utility. The results of this election establish that Traer has the requisite technical, financial, and managerial ability. Traer stated it intends to provide service through a combination of broadband communications network including fiber optic, copper

cable, other land lines or cables and leasing the unbundled loop and other communications services. The application will be granted. The Board will require Traer to file a statement regarding the availability of a 2-PIC methodology for dialing parity.

IT IS THEREFORE ORDERED:

1. The application for a certificate of public convenience and necessity filed by the Board of Trustees of the Traer Municipal Cable Communications Utility on May 6, 1999, is granted, subject to the requirements that follow.
2. At the time Traer files tariffs with the Board, it shall file a statement that a 2-PIC methodology for dialing parity is available for all customers.
3. At the time Traer files tariffs with the Board, it must give notice to all affected local exchange carriers. Upon approval of tariffs to reflect the prices, terms, and conditions of local exchange service in Iowa offered by Traer and a statement that a 2-PIC methodology for dialing parity is available for all customers, the Board will issue a certificate of public convenience and necessity allowing Traer to provide local exchange service in the Traer exchange.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 22nd day of June, 1999.